

REMARKS

This paper responds to the Notice of Non-Compliant Amendment, mailed December 8, 2009. In the Notice, the Examiner stated that the amendments to the claims that were filed September 20, 2005, were non-compliant due to improper status identifiers for several claims.

Applicants would like to thank Examiner Dickinson for the telephone conference held with Applicants' representative on December 17, 2009. During that phone conference, Examiner Dickinson indicated that in response to the Notice of Non-Compliant Amendment, Applicants should mark all of the claims with the status identifier "previously presented."

Accordingly, Applicants submit claims that have marked with the status identifier of "previously presented." The Notice of Non-Compliant Amendment indicated that only the corrected section needs to be submitted.

CONCLUSION

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application, including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, and including any required extension of time fees under 37 C.F.R. § 1.136, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTION PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Dated: **December 29, 2009**
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Respectfully submitted,
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